



BoxSeq. / Sector ~~XX~~

PATENT

Attorney Docket No.: A-69795/DJB/JJD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MACK et al.

Serial No. 09/733,757

Filed: December 8, 2000

For: NOVEL METHODS OF
DIAGNOSING COLORECTAL
CANCER, COMPOSITIONS, AND
METHODS OF SCREENING FOR
COLORECTAL CANCER
MODULATORS

Examiner: Unknown

Group Art Unit: Unknown

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, DC 20231 on:

Dated: May 8, 2001

Signed: Monica Carlos
Monica E. Carlos

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL PATENT APPLICATION**

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated March 29, 2001, Applicants are enclosing the following documents:

- (1) Copy of Notice to File Missing Parts of Nonprovisional Application;
- (2) Declaration for Patent Application;
- (3) Power of Attorney by Assignee (Not Accompanying Application);
- (4) Preliminary Amendment Re: Sequence Listing;
- (5) Printed copy of Sequence Listing;
- (6) Disk copy of Sequence Listing;
- (7) Check in the amount of \$1,079 for the filing fee and surcharge for filing the Declaration on a date later than the filing date (\$1,014/filing fee and \$65/surcharge); and
- (8) Return postcard.

Serial No.: 09/733,757
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The Assignment has been forwarded to the Assignment Branch for recordation.

The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Our File A-69795/DJB/JJD).

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Dated: May 8, 2001
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/733,757 | 12/08/2000 | David Mack | A-69795/RMS/JJD |

CONFIRMATION NO. 2797

FORMALITIES LETTER



OC000000005915924

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
Suite 3400
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Date Mailed: 03/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

| | | |
|-----------|-----------|----------------------------|
| 01 FC:201 | 355.00 OP | FILED UNDER 37 CFR 1.53(b) |
| 02 FC:203 | 99.00 OP | |
| 03 FC:202 | 560.00 OP | |
| 04 FC:205 | 65.00 OP | <i>Filing Date Granted</i> |

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$659.
 - \$99 for 11 total claims over 20.
 - \$560 for 14 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1079.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to

be identical with that of another application on file in the Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE